



I.F.W

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF : Bryan Chambers
FOR : **AN ANCHOR ASSEMBLY FOR A
ROAD POST**
SERIAL NO. : 10/649,290
FILED : August 27, 2003
ATTORNEY DOCKET NO. : **CULZ 2 00006**

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In accordance with 37 C.F.R. §§ 1.56, 1.97, 1.98 and MPEP § 609, applicant(s) submit(s) the following Disclosure Statement concerning art of which the applicant(s) is (are) aware. A copy of PTO-1449 is enclosed herewith.

This Information Disclosure Statement shall not be construed to be an admission that any information referred to herein or submitted herewith is "prior art" or is considered to be material to patentability for this invention.

The United States Patent and Trademark Office OG Notice dated 12 October 2004 published a final rule revising 37 C.F.R. 1.98 dealing with the content of Disclosure Statements. Paragraph (a)(2) was revised to read in part, "A legible copy of: (i) Each foreign patent; (ii) Each publication or that portion which caused it to be listed, other than U.S. patents and U.S. patent application publications unless required by the Office." Therefore, Applicant(s) has (have) not enclosed copies of the cited U.S. patents and published patent applications with this Information Disclosure Statement.

In accordance with 37 C.F.R. §1.97(g) and (h), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. §1.56(b) exists.

Under § 1.98(a)(3), a concise explanation of relevance is required for information that is not in the English language. Accordingly, the English language documents have no further explanation.

All of the cited and/or included documents were cited by the Australian Patent Office in a related application(s). A copy of the Australian Search Report is enclosed.

Consideration of the appropriate paragraph(s) indicated below is respectfully requested:

WITHIN THREE MONTHS OF FILING: Under § 1.97(b)(1), this Information Disclosure Statement is being filed within three months of the filing date of the application (or date of entry of the national stage). Although it is believed no fee is necessary, any deficiency in fees should be charged to Deposit Account No. 06-0308.

BEFORE FIRST OFFICE ACTION: Under § 1.97(b)(3), this Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits. Although it is believed no fee is necessary, any deficiency in fees should be charged to Deposit Account No. 06-0308.

BEFORE FINAL ACTION, OR NOTICE OF ALLOWANCE, OR ACTION THAT CLOSES PROSECUTION/WITH STATEMENT: Under § 1.97(c)(1), this information shall be considered if filed before the mailing date of a final action, or a Notice of Allowance or action that otherwise closes prosecution in the application if accompanied by the statement:

Under § 1.97(e)(1), the undersigned states:

A. that each item of information contained in the Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement; or

B. that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent

office in a counterpart foreign application, and to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the Information Disclosure Statement was known to any individual designated in §1.56(c) more than three months prior to the filing of the Information Disclosure Statement.

BEFORE FINAL ACTION, OR NOTICE OF ALLOWANCE, OR ACTION THAT CLOSES PROSECUTION/WITH FEE: Under § 1.97(c)(2), this information shall be considered if filed before the mailing date of a final action if accompanied by a fee in the amount of \$180.00 as required by §1.17(p). Accordingly, the necessary fee accompanies this Information Disclosure Statement. Any overpayment or deficiency should be charged to Deposit Account No. 06-0308.

AFTER FINAL ACTION, OR NOTICE OF ALLOWANCE, OR ACTION THAT CLOSES PROSECUTION/AND ON OR BEFORE PAYMENT OF THE ISSUE FEE:

1. Under § 1.97(e)(1), the undersigned states:

A. that each item of information contained in the Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement; **or**

B. that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the Information Disclosure Statement was known to any individual designated in §1.56(c) more than three months prior to the filing of the Information Disclosure Statement; **and**

2. the fee in the amount of \$180.00 as required by §1.17(p). Accordingly, the necessary fee accompanies this Information Disclosure Statement. Any overpayment or deficiency should be charged to Deposit Account No. 06-0308.

PRIORITY CLAIM: The attached PTO 1449 Form includes all patents, publications, or other information previously cited by or submitted to the Office in one or more prior applications from which the present application claims priority. These one or more prior applications are identified in the papers accompanying the filing of this application.

It is respectfully requested that the attached document(s) be considered and officially cited in examination of this application.

Respectfully submitted,

FAY, SHARPE, FAGAN,
MINNICH & MCKEE, LLP

March 17, 2005
Date


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216/861-5582

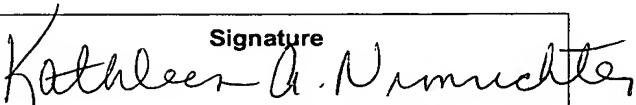
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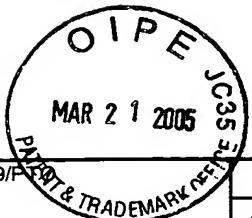
I certify that this Information Disclosure Statement and accompanying document(s) are being

deposited with the United States Postal Service as First Class mail under 37 C.F.R. 1.8, addressed to:
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| |  Signature |
| March 17, 2005 | Date Printed Name Kathleen A. Nimrichter |



Form 1449/P

COMPLETE IF KNOWN

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT(S)**
(Use as many sheets as necessary)

Sheet 1 of 1

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|----------------------|-----------------|
| Application Number | 10/649,290 |
| Filing Date | August 27, 2003 |
| First Named Inventor | Bryan Chambers |
| Art Unit | Unknown |
| Examiner Name | Unknown |
| Attorney Docket No. | CULZ 2 00006 |

U.S. PATENT DOCUMENTS

| Examiner Initials* | Cite No. | Document No. Number-Kind Code (if known) | Issue Date/ Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document |
|--------------------|----------|---|---|--|
| | AA | | | |
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FOREIGN PATENT DOCUMENTS

| Examiner Initials* | Cite No. | Foreign Patent Document | Issue Date/ Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | T |
|--------------------|----------|--|---|--|---|
| | | Country Code-Number Kind Code (if known) | | | |
| | AH | AU-778942 | 02/20/2002 | Dura-Post (Aust.) Pty. Ltd. (English Text) | |
| | AI | AU-45599/96 | 08/22/1995 | Kasten Clamp Co. P/L (English Text) | |
| | AJ | DE-29716305 | 12/18/1997 | Beckmann | N |
| | AK | FR-2705719 | 12/02/1994 | Ateliers De Champoulet | N |
| | AL | FR-2737525 | 02/02/1997 | Moraly | N |
| | AM | FR-2804988 | 08/17/2001 | Clotex SA | N |
| | AN | FR-2772403 | 06/18/1999 | Paillard | N |

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

| Examiner Initials* | Cite No. | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published | T |
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